



UNITED STATES PATENT AND TRADEMARK OFFICE

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Ki Hean Kim, Lily Hsu and Hayden Huang

Application No.: 10/642,447 Filed Date: August 15, 2003

Confirmation No. 1584 Group: 1631 Examiner: Not Assigned

For: Systems and Methods for Volumetric Tissue Scanning Microscopy

CERTIFICATE OF MAILING	
I Hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
on <u>May 3, 2004</u>	<u>Sharon R. Lloyd</u>
Date	Signature
<u>Sharon R. Lloyd</u>	
Typed or printed name of person signing certificate	

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)
- ☒ under 37 CFR 1.97(b), or
(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).
- ☐ under 37 CFR 1.97(c) together with either:
☐ a Statement under 37 CFR 1.97(e), as checked below, or
☐ a \$180.00 fee under 37 CFR 1.17(p), or
(More than 3 months after receipt of the International Search Report, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97(d) together with:
☐ a Statement under 37 CFR 1.97(e), as checked below, and
☐ a \$180.00 fee under 37 CFR 1.17(p), or
(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)
- ☐ under 37 CFR 1.97(i):
Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.
(Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Enclosed herewith is form PTO-1449:

- ☒ Copies of the cited references are enclosed.
- ☐ In accordance with 37 C.F.R. § 1.98 (d), copies of cited references (*list reference not enclosed*) are not enclosed as these references were entered in earlier application, U.S. Application No. [], to which the present application claims priority under 35 U.S.C. 120. The earlier application contains copies of the cited references.
- ☐ If copies of references [*list references not enclosed*] would benefit the Examiner of this case, the Examiner is invited to call the undersigned attorney and copies will be forwarded immediately.
- ☐ Listed references [] were cited in the enclosed International Search Report in a counterpart foreign application.

Concise Explanation Requirement (non-English references):

- ☐ The "concise explanation" requirement (non-English references) for reference(s) [] under 37 CFR 1.98(a)(3) is satisfied by:
 - ☐ the explanation provided on the attached sheet.
 - ☐ the explanation provided in the Specification.
 - ☐ submission of the enclosed International Search Report.
 - ☒ the enclosed English language abstract.

☐ Applicant requests that the following pending applications be considered:

Examiner's
Initials

____ U.S. Patent Application No. [], Publication No. [], Publication Date [],
by [inventor(s)], filed [], Docket No.: []

____ U.S. Patent Application No. [], Publication No. [], Publication Date [],
by [inventor(s)], filed [], Docket No.: []

____ U.S. Patent Application No. [], Publication No. [], Publication Date [],
by [inventor(s)], filed [], Docket No.: []

Examiner

Date

☐ A copy of each above-cited application, including the current claims, is enclosed.

☐ A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

☐ A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.

☐ Please charge Deposit Account No. 50-1935 in the amount of \$[]. A copy of this Statement is enclosed.

☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account No. 50-1935.

Respectfully submitted,

BOWDITCH & DEWEY, LLP

By Monica Grewal

Monica Grewal

Date: May 3rd, 2004

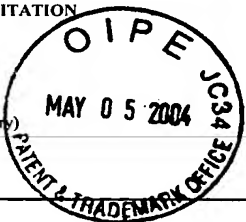
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PTO-1449 REPRODUCED				ATTORNEY DOCKET NO. 301505.3005-100		APPLICATION NO. 10/642,447	
INFORMATION DISCLOSURE CITATION IN AN APPLICATION May 3, 2004 (Use several sheets if necessary)							
				APPLICANT So, et al.			
				FILING DATE August 15, 2003		GROUP ART UNIT 1631	
U.S. PATENT DOCUMENTS							
EXAM- INER INI- TIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA	4,960,330	2 Oct 1990	Kerschmann	356	36	
	AB	5,139,338	18 Aug 1992	Pomerantz, et al.	356	376	
	AC	5,283,433	1 Feb 1994	Tsien	250	234	
	AD	5,523,543	4 Jun 1996	Hunter, Jr., et al.	219	121.62	
	AE	5,804,813	8 Sep 1998	Wang, et al.	250	201.3	
	AE	2001/0052257	20 Dec 2001	Magerle	73	105	
	AG	6,366,357	2 Apr 2002	Svetkoff, et al.	356	602	
	AI	6,423,960	23 Jul 2002	Engelhardt, et al.	250	214 R	
	AI						
	AJ						
	AK						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
	AL	0 209 369	21 Jan 1987	EPO			
	AM	WO 98/02851	22 Jan 1998	PCT			
	AN	DE 196 32 637	19 Feb 1998	Germany			X
	AO	DE 198 19 144	15 Jun 2000	Germany			X
	AP	JP 2000-155097	6 Jun 2000	Japan			X
	AQ	WO 01/14853	1 Mar 2001	PCT			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
	AR	Diaspro, Alberto, et al., "Adapting a Compact Confocal Microscope System to a Two-Photon Excitation Fluorescence Imaging Architecture," Microscopy Research and Technique, 47:196-205 (1999).					
	AS	Hegedűs, Csaba, et al., "3D Reconstruction Based on Hard Tissue Microtome Cross-Section Pictures in Dentistry," Computer Methods and Programs in Biomedicine, 63:77-84 (2000).					
	AT	Kim, K. H., et al., "Three-Dimensional Image Cytometer Based on a High-Speed Two-Photon Scanning Microscope," Proc. SPIE Vol. 4262, p. 238-246, Multiphoton Microscopy in the Biomedical Sciences, Ammasi Periasamy; Peter T. So; Eds., 4/2001					
EXAMINER				DATE CONSIDERED			

PTO-1449 REPRODUCED INFORMATION DISCLOSURE CITATION IN AN APPLICATION May 3, 2004 (Use several sheets if necessary)				ATTORNEY DOCKET NO.		APPLICATION NO.	
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				APPLICANT			
				So, et al.			
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FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
	AU	Kim, Ki Hean, et al., "High-Speed, Two-Photon Scanning Microscope," Applied Optics, 38(2): 6004-6009 (1999, October 1).					
	AV	Periasamy, Ammasi, et al., "An Evaluation of Two-Photon Excitation Versus Confocal and Digital Deconvolution Fluorescence Microscopy Imaging in Xenopus Morphogenesis," Microscopy Research and Technique, 47:172-181 (1999).					
	AW	Rademann, Jörg, et al., "Spatially Resolved Single Bead Analysis: Homogeneity, Diffusion, and Adsorption in Cross-Linked Polystyrene," Chem Eur. J., 7(18):3884-3889 (2001).					
	AX	Shelden, E., and Knecht, D.A., "Reconstruction and Display of Curvilinear Objects From Optical Section Data Using 3-D Curve Fitting Algorithms," Journal of Microscopy, 191(1):97-107 (July 1998).					
	AY	So, Peter T.C., et al., "Two-Photon Excitation Fluorescence Microscopy," Annu. Rev. Biomed. Eng., 02:399-429 (2000).					
	AZ						
EXAMINER				DATE CONSIDERED			